

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

AETNA LIFE INS. CO.

Plaintiff,

v.

HUNTINGTON VALLEY SURGERY CTR.;
FOUND. SURGERY AFFILIATES, LLC; and
FOUND. SURGERY MGMT., LLC

Defendants.

2:13-cv-3101-WY

ORDER

AND NOW, this 19th day of August, 2014, upon consideration of the defendants' Motion to Dismiss or, in the alternative, For a More Definite Statement (Doc. 34), the plaintiff's response thereto, and the defendants' reply, **IT IS HEREBY ORDERED** that:

1. Count VII of the amended complaint ("Unjust Enrichment") is **DISMISSED** as to all defendants with prejudice.
2. The balance of the motion is **DENIED**.

s/ William H. Yohn Jr.
William H. Yohn Jr., Judge.